United Nations A/65/L.83

General Assembly

Distr.: Limited
6 June 2011

Original: English

Sixty-fifth session
Agenda item 126
International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

Draft decision submitted by the President of the General Assembly

International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

The General Assembly, having considered the letter from the Secretary-General dated 29 June 2011,[1] transmitting a letter from the President of the International Tribunal for the Former Yugoslavia dated 8 June 2011, and taking note of the letter from the President of the Security Council dated 29 June 2011,[2] transmitting the text of Council resolution 1993 (2011) of 29 June 2011:

(a) Decides to extend the terms of office of the following permanent judges at the International Tribunal, who are members of the Trial Chambers, until 31 December 2012 or until the completion of the cases to which they are assigned, if sooner:

Jean-Claude Antonetti (France)
Guy Delvoie (Belgium)
Burton Hall (Bahamas)
Christoph Flügge (Germany)
O-Gon Kwon (Republic of Korea)
Bakone Justice Moloto (South Africa)
Howard Morrison (United Kingdom of Great Britain and Northern Ireland)
Alphons Orie (Netherlands)

(b) Decides to extend the terms of office of the following ad litem judges at the International Tribunal, who are members of the Trial Chambers, until 31 December 2012 or until the completion of the cases to which they are assigned, if sooner:

[1] A/65/893
[2] A/65/894

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Melville Baird (Trinidad and Tobago)
Elizabeth Gwaunza (Zimbabwe)
Frederik Harhoff (Denmark)
Flavia Lattanzi (Italy)
Antoine Kesia-Mbe Mindua (Democratic Republic of the Congo)
Prisca Matimba Nyambe (Zambia)
Michèle Picard (France)
Árpád Prandler (Hungary)
Stefan Trechsel (Switzerland)

(c) Reaffirms the necessity for the trial of persons indicted by the International Tribunal, reiterates its call upon all States, especially the States of the former Yugoslavia, to intensify cooperation with and render all necessary assistance to the International Tribunal, and in particular calls for the arrest of Goran Hadžić;

(d) Reiterates the importance of the International Tribunal being adequately staffed to complete its work expeditiously, calls upon relevant United Nations bodies to intensify cooperation with the Secretariat and the Registrar of the International Tribunal and to take a flexible approach in order to find practicable solutions to address this issue as the International Tribunal approaches the completion of its work, and at the same time calls upon the International Tribunal to renew its efforts to focus on its core functions;

(e) Commends States that have concluded agreements for the enforcement of sentences of persons convicted by the International Tribunal or have otherwise accepted such convicted persons to serve their sentences in their territories, and calls upon States to renew their commitment to the enforcement of sentences and to look positively on requests from the International Tribunal in this regard;

(f) Calls upon States that have not concluded agreements for the enforcement of sentences of persons convicted by the International Tribunal or otherwise accepted such convicted persons to serve their sentences in their respective territories and that are able to do so to consider concluding these agreements or accepting such persons;

(g) Decides to remain seized of the matter.